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1724

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN THE APPLICATION OF

Halvor Nilsen et al
Serial No. 10/501,149
Filed: October 20, 2004
For: Apparatus and Method for Separating and Filtering Particles and Organisms from Flowing Liquids
Examiner: Chester Barry
Group Art Unit: 1724

COMMISSIONER OF PATENTS AND TRADEMARKS
Alexandria, Virginia
22313-1450

Sir:

RESPONSE

We reply to the Notice (37 CFR 1.121) dated July 21, 2006 (copy attached) and submit herewith a compliant amendment.

Respectfully submitted,

Stamford, Conn.
August 7, 2006

Patrick J Walsh
400 Main Street
Stamford, Conn. 06901
203–323–9721

CERTIFICATE OF MAILING

I hereby certify that the foregoing Election is being posted this 7th day of August 2006 to the Commissioner of Patents & Trademarks, P.O. Box 1450, Alexandria, Virginia 22313-1450 in properly addressed envelope, under first class postage prepaid Express Mail via the United States Postal Service.

Patrick J Walsh
Attorney of Record

Date: Aug 7, 2006

OIPE
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Notice of Non-Compliant Amendment (37 CFR 1.121)

Application No.	Applicant(s)	
10/501,149	NILSEN ET AL.	
Examiner	**Art Unit**	
Chester T. Barry	1724	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on *17 July 2006* is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
 - ☐ A. Amended paragraph(s) do not include markings.
 - ☐ B. New paragraph(s) should not be underlined.
 - ☐ C. Other _____.
- ☐ 2. Abstract:
 - ☐ A. Not presented on a separate sheet. 37 CFR 1.72.
 - ☐ B. Other _____.
- ☐ 3. Amendments to the drawings:
 - ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
 - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
 - ☐ C. Other _____.
- ☒ 4. Amendments to the claims:
 - ☐ A. A complete listing of all of the claims is not present.
 - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
 - ☒ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
 - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
 - ☒ E. Other: *claim 20 has no status identifier*.
- ☐ 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.

2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

 Extensions of time are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

 Failure to timely respond to this notice will result in:
 Abandonment of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or
 Non-entry of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

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Legal Instruments Examiner (LIE), if applicable — Telephone No.